IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.670 OF 2007
CONNECTED WITH
COMPANY APPLICATION NO.808 OF 2007

In the matter of the Scheme of Amalgamation of Marathwada Prestress Pvt.Ltd., Permanent Prestress Pvt.Ltd. & Prestress (India) Pvt.Ltd. with Vishal Nirmiti Pvt.Ltd.

Prestress (India) Pvt.Ltd. ...Petr.Company

.....

Mr.Sandeep Parekh i/b Ramesh Saraogi for Petitioner Company.

Ms.Heena Shah & Mr.A.M.Sethna i/b Mr.G.C.Mishra for Regional Director.

Mr.S.Ramakantha, Dy.Official Liquidator is present.

.....

CORAM: A.M.KHANWILKAR, J.

NOVEMBER 23, 2007.

P.C.

1. The equity shareholders have already consented to the proposed Scheme. It is stated that there are no preference shares in the Company. Pursuant to publication of hearing of the Petition

three creditors have approached the Petitioner Company whose claim has been settled. They have given no objection in writing which is placed on record along with the affidavit. Accordingly, there is no impediment in accepting the Petition in terms of prayer clauses (a) to (j). Ordered accordingly.

2. Petitioner to pay cost quantified at Rs.5,000/- (Rupees Five Thousand) each to the Official Liquidator and the Regional Director respectively within four weeks from today.

3. Filing and issuance of drawn up order is dispensed with.

4. All concerned to act on an ordinary copy of this order and the Scheme annexed to the Petition, duly authenticated by the Company Registrar, High Court, Mumbai.

A.M.KHANWILKAR, J.